(1) (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

SINGLE BENCH

W.P. NO.2457 OF 2006

Petitioner

Bharat Refractories Limited Bhilai Refractories Plant Through its Dy. General Manager (In charge) Maroda, Bhilai Shri C.P. Singh, S/o Shri Kulwant Singh, aged about 51 years, R/o D-19, Hospital Sector, Bhilai, Distt. Durg (Chhattisgarh)

Versus

Respondents

1. Deputy Labour Commissioner and Appellate Authority under Payment of Gratuity Act, Raipur (Chhattisgarh)
2. Assistant Labour Commissioner and Controlling Authority under Payment of Gratuity Act, Durg (Chhattisgarh)
3. Tehsildar (Nazul), Durg (Chhattisgarh)
4. S.R. Thakur, Ex-Fitter, (MM), Village – Hingana, P.O. Ahiwara, Distt. Durg (CG)
5. S.P. Nishikant, Ex-Fitter (MM) LIG, 2669, MP Housing Board, Industrial Area, Bhilai, Distt. Durg (CG)
6. Dayaram Sahu, Ex-Sr. Attndt. Garrage, Village & Post – Biroda, Tahsil – Dhamdha, Distt. Durg
7. Narendra Kumar Joshi, Ex-Sr. Attnd. PGP, 3/1, Street – 4, Sector – 6, Bhilai Nagar, Durg
8. Umed Singh Gond, Ex-Sr. Attndt. F/C Press, Village – Pachpedi, Pandhor, Durg (CG)
9. Chaitram Sahu, Ex-Operator PGP, 190/D, Risali Sector, Bhilai Nagar, Durg

P.R. No. 2421/06
Presented by Sanjeev Jain
31/5/06
Date

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10 P.R. Gond, Ex-Fitter (MM), Village – Botepar, P.O. Patewa, Rajnandgaon (CG)

11 Gopal Singh Gond, Ex-Sr. Attnd. Silica, Village & Post – Pisegaon, Durg.

12 Parasram Kriplani, Ex-Pump Attendant (Civil), Village & Post – Utai, Durg

13 Ramkishan Sakhre, Ex-Sr. Attnd. Basic Village – Rajiv Nagar, (Ramnagar), Supela, Durg

14 Ganesh Ram Chelak, Ex-Sr. Attend (MM), Tanki Maroda, Civil Centre, Bhilai Nagar, Durg.

15 Baranlal Gond, Ex-Operator Silica Press, Village – Dhor, P.O. Gorhi, Tahsil – Dhamdha, Durg (CG)

16 Laxminath Sahu, Ex-Sr. Attnd. Basic Press, Village – Dhor, P.O. Nardha, Durg (CG)

17 Ramprasad, Ex-Sr. Attend. F/C Mill, Camp – 1, Shastri Chowk, Bhilai, Supela, Durg (CG)

18 K.R. Nagwanshi, Ex-Sr. Attnd. Basic Mill, HSCL Colony, Maroda, Bhilai Nagar, Durg (CG)

19 Kunjlal Thakur, Ex-Press Operator, Silica, Village & Post – Baldeopur, Distt. Rajnandgaon (CG)

20 Tikam Singh Rana, Ex-Press Operator, Silica, Village & Post – Purai, Durg.

21 Jhaggar Das Sao, Ex. Sr. Attend (Civil), Village – Parnad, P.O. Panika, Distt. Rajnandgaon (CG)

22 Luduram Rawat, Ex-Sr. Attend (MM), Village & Post – Chandkun, Distt. Durg (CG)

(3) (5)

23 Noikhuram Sahu, Ex-Sr. Attend (MM), Village & Post – Kuthrail, Distt. Durg (CG)

24. Dhajaram Gond, Ex-Sr. Attend Basic TK, Tanki Maroda, P.O. Civic Centre, Bhilai, Durg (CG)

25. Koduram Verma, Ex-Sr. Attend. F/C Mill, Village – Pachpedi, Post – Panhdor, Durg (CG)

26. D.B. Behra, Ex-Chargeman, Basic TK, 30/F, Risali Sector, Bhilai, Durg (CG)

27. Madanlal Kewat, Ex. Operator PGP, Nayapara ward No. 1, Durg (CG)

28. Gangaram Chandrakar, Ex-Sr. Attend, Basic TK, Village & Post Kuthrail, Durg (CG)

29. Rajendra Prasad Hardel, Sr. Attend Basic, Village – Chingari, P.O. Vinayakpur (Anda), Durg (CG)

30. Punaram Lohar, Ex-Sr. Attnd. Basic TK, Village & Post Biroda, Durg (CG)

31. Guharam Kurmi, Ex-Sr. Attend Basic TK, Village & Post,- Tedesara, Distt. Rajnandgaon (CG), Durg (CG)

32. Dashrathlal Verma, Ex-SSG, Security Titurdih Ward-17, P.O. Mohan Nagar, Durg (CG)

33. Ratanlal Banjare, Ex-Sr. Peon, 159 F, Risali Sector, P.O. Civic Centre, Bhilai Nagar, Durg (CG)

34. Jagannath Sahu, Ex-Sr. Attend (MM), Village & Post – Tedesara, Rajnandgaon (CG)

35. B.R. Gahira, Ex-Sr. Attend, Basic TK, Station Maroda, Umarkoti Road, P.O Newai, Durg (CG)

49. Vijay Kumar Sahu, Ex-FLO, Basic Press, Nayapara, Ward-1, Durg (CG)

50. K.D. Manik, Ex-Section Officer, Commercial, 28/A, Risali Sector, Bhilai Nagar, Durg (CG)

51. Hemdhar Dewangan, Ex-Sr. Attndt Basic Mill House, MOP Housing Board, Industrial Area, LIG 3037, Durg (CG)

52. Devendra Kumar Dewangan, Ex-Electrician, Electrical Maintenance, Village – Patora, P.O. Utai, Durg (CG)

53. Ramprasad Lahre, Ex-Sr. Attnd. Ambedkar Nagar, Kohka, P.O. Ramnagar, Durg (CG)

54. Dibuji Ramteke, Ex-Sr. Attnd. Ambedkar Nagar, Kohka, P.O. Ramnagar, Durg (CG)

55. Prabhelal Sahu, Ex-Sr. Attnd. Civil , Durga Para, Camp – 2, Bhilai, Durg (CG)

56. Dukhuram Thakur, Ex-Peon, Village & Post Bhansul, Dist. Durg (CG)

57. Nammuram Thakur, Ex-Checker, Silica Checking, Village – Arajpun, Post – Bhanwamala, Durg (CG)

58. Narayan Prasad Dewangan, Ex-Operator, Basic Mill House, sanjay Nagar, Supela, Durg (CG)

59. Sheonath sahu, Ex- Sr. Attnd. MM, Village Parsahi, Post – Hathgaon, Durg (CG)

60. Gangaram Satnami, Ex-Sr. Attnd. Garrage, Village - Panhda, P.O. Kareiya, Tehsil – Patan, Durg (CG)

61. Ramprasad Thakur, Ex-Sr. Attnd. Village Parsahi, Post – Bhatgaon, Durg (CG)

(6) (8)

62. Girdharlal Thakur, Ex-Sr. Attnd. Shop 2 Mill House, Village Gorkapar, P.O. Gabdi, Durg (CG)

63. Beersingh, Ex- Rigger MM, Jalebi Chowk, Pragati Nagar, Camp-1, Bhilai, Durg (CG)

64. Toranlal sahu, Ex-SSG Security, Village & Post Nahda, Thana – Deori, Durg (CG)

65. Deolal sahu, Ex-Sr. Attnd, Silica Press, Village – Kataro, P.O., Khopali, Durg (CG)

66. Kamluram Gond, Ex-Sr. Attnd F/.C Mill, Village - Newaibhata, P.O. Purai, Durg (CG)

67. Nand Kumar Chandrakar, Ex-Operator Fuel, Village & Post Chandkhuri, Durg (CG)

68. Chaitram Kumbhkar, Ex-Operator, Basic Mill, Nayapara, Durg, Ward-1, Durg (CG)

69. K.L. Satnami, Ex-Sr. Attnd., Village-Bagheli, P.O. Bhardakala, Durg (CG)

70. Amardas Tandon, Ex-Sr. Attnd F/C Mill, HSCL Colony, Maroda, P.O. Newai,Durg (CG)

71. Romnath Netam, Ex-Sr. Attnd. Village –Dhaurabhata, P.O. Fekari, Durg (CG)

72. Jhagruram Sahu, Ex-Sr. Attnd Press, Village – Khumria, P.O. Purai, Durg (CG)

73. Jhumuklal Yadav, Ex-Sr. Attnd. F/c Mill House, Village & Post – Kurad, Tahsil – Jamul, Durg (CG)

74. S.L. Governa, Ex-Operator, F/C Press, Village – Pacheda, P.O. Ghutia, Durg (CG)

75. Sudhuram Patel, Ex-Sr. Attnd. Silica Press, Village – Pancheda, P.O Ghutia, Durg (CG)

एस.के. शुक्ला
बिलासपुर (छ.ग.)

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76. Motiram Gond, Sr. Attnd. Basic, Krishna Nagar, Balram Chowk, Supela, Bhilai, Durg (CG)

77. Dhanuwaram Joshi, Ex-Operator Basic Mill House, Village – Kapsi, P.O. Jhit, Durg (CG)

78. Khedanlal verma, Ex- Sr. Attnd. Basic Village, Shankarnagar, Chhaoni, P.O. Housing Board, Durg (CG)

79. Mahadeo Sahu, Ex-Press Operator F/C, Press, Village – Post Chandkhuri, Durg (CG)

80. Dauwa Singh Koshta, Ex-Sr. Attnd. Silica, Village Rawelidih,P.O. Nankutti, Durg (CG)

81. Sheetal Ram Gond, Ex-Sr. Attnd PGP, Village & Post – Nankutti, Durg (CG)

82. Narendra Kumar Dhruv, Ex-Recorder, Quarter No. 249, Panchsheel Nagar, BMY Charoda, Durg (CG)

83. Ghasiram Gond, Ex- Sr. Attnd., HSCL Colony, Maroda, P.O. Newai, Durg (CG)

84. Santram, Ex-Sr. Attnd. Electrical Maintenance, Village – Titurdih, P.O. & Thana – Mohan Nagar, Durg (CG)

85. Gurusharan Singh, Ex-press Operator, Silica, Quarter No. 341, Ward-15, Charoda, Durg (CG)

86. Brijlal Yadav, Ex-Checker, Basic, Ward-34, Auribhata, Rajnandgaon (CG)

87. Bisheshwar Prasad Banjare, Ex-Press Operator, Village Kareili, P.O. Nawagaon, Durg (CG)

88. Kanhaiyalal Yadav, Ex-Pres Operator, Silica, Village – kasidih(Utai), Durg (CG)

89. Chain Singh Sonwani, Ex-Sr. Attnd. Basic Mill, Panchsheel Nagar, Durg (CG)

90. Bhagwatram Sahu, Ex-Electrician, Village & Post – Nandini Khundini, Durg (CG)

91. Budhram Borkar, Ex-Sr. Attnd. F & A, Santosh Marg, G.E. Road, Kosanagar, P.O Nehru Nagar, Bhilai Durg (CG)

92. Deodhar Sahu, Ex-Sr. Typist, P&A, Near Dr. Sudhakar Hospital, Kosanagar, P.O. Nehrunagar, Durg (CG)

93. Janakram Gond, Ex-Sr. Attnd F/C press, Village & Post Borai, Durg (CG)

94. Goverdhanlal Soni, Ex-Sr. Attnd. EM, Nayapara, Ward-1, Durg (CG)

95. Mannulal Gond, Ex-Operator, F/C Mill House, Village & Post Borai, Durg (CG)

96. D.R. Kewat, Ex-Sr. Attnd. F/C press, Village Bagdumar, P.O. Nandini Mines Township, Durg (CG)

97. Budhram Sahu, Ex-Sr. Attnd. Fuel Handling, Village & Post Panada, Thana Kumhari, Durg (CG)

98. Tulairam Kurre, Ex-Sr. Attnd. Basic checking, Village – Tiloda, P.O. Tamora, Durg (CG)

99. Gunitram Dhruv, Ex-MTO MRS, Village – Gadadih, P.O. Kanakot, Tehsil – Patan, Durg (CG)

100. Kejuram Sahu, Ex-Sr. Attnd. F/C Mill House, Village – Aundhi, Bhilai-3, Tehsil – Patan –Durg (CG)

101. Supetram Lohar, Ex-Sr, Attnd. Basic checking, Village & Post Khopli, Utai, Durg (CG)

11

102. Mannulal Sahu, Ex-Press Operator, Silica Press, Village & Post Nandini Khundini, Durg (CG)

103. Tetkuram Sahu, Ex-Sr. Attnd. Silica, Village – Karsa, Post – Aundhi, Durg (CG)

104. Thakurram Sahu, Ex-Operator (civil) Village & Post Nandini-Khundini, Durg (CG)

105. Tejram Sahu, Ex-Sr. Attnd. F/C Mill House, Village & Post – Kodia, Durg (CG)

106. Punaram Nirmalkar, Ex-Sr. Attnd. Basic Mill House, Village – Banbarad, P.O. Ahiwara, Durg (CG)

107. Abhayram Ahir, Ex-Sr. Attnd Basic Mixing, Luchkipara, Durg (CG)

108. Hemlal Sahu, Ex-Press Operator, Basic Press, 12/L, Risali Sector, Bhilai Nagar, Durg (CG)

109. Arjunlal Sahu, Ex-Press Operator, Basic Press, Village – Khagri, P.O. Biroda, Dhangaon, Durg (CG)

110. Bhikhan Gond, Ex-Sr. Attnd., Village –Achhoti, P.O, Gorhi, Tehsil – Dhamdha, Durg (CG)

111. Baraturam Sahu, Ex-Sr. Attnd. Adarsh Nagar, Camp -1, Bhilai Durg (CG)

112. Dauaram Thakur, Ex-Sr. attnd (Store,), Saraswati Nagar, ward-31, Durg (CG)

113. Pardeshi ram Gond, Ex-Electrician, Brindanagar, Camp-1, Bhilai, P.O. Supela, Distt. Durg (CG)

114. Bhuvneshwar Ram Dhruv, Ex-Setter, Basic TK, Village – Chhaoni, Yadav Mohalla P.O MP Housing Board, Durg (CG)

115. Dular Singh Marai, Ex-Compressor Attnd. MM, 188/E, Risali Sector, Bhilai Nagar (CG)

116. Rampreet, Ex-Rigger MM, Quarter No. L Block-3, Sector-5, Street-2, Bhilai Nagar, Durg (CG)

117. Suresh Kumar Shukla, Ex-Recorder ,TO, Bramhinpara, Durg, Panchmukhi Hanuman Ke Pass, Durg (CG)

118. Bhaskar Rao Meshram, Ex-Pattern Maker, MRS, BRP Colony, Maroda, P.O. Newai, Durg (CG)

119. Govindram Namdeo, Ex-SSG Security, Gaya Nagar, Ward-4, Durg (New Colony) Durg (CG)

120. Santram Yadav, Ex-Press Operator basic Press, Village – Nawagaon, P.O. Bava Mohtara, Distt. (CG)

121. Sundarlal Sahu, Utai, Bajrang Nagar, P.O. Utai, Durg (CG)

122. Santram Nishad, Village Patharia, P.O. Nawagaon, Purda, Durg (CG)

123. S.C. Pathak, 13/I, Risali Sector, Bhilai Durg (CG)

124. L.R. Nishad, F-24/A, Maroda Sector, Bhilai Nagar, Durg (CG)

125. Kailash Chandra Sahu, 25-B, Risali Sector, Bhilai, Durg (CG)

126. Gokaran Sahu, 28 C, Risali Sector, Bhilai Nagar, Durg (CG)

127. Preet ram Verma, Village & Post Utai, Durg (CG)

128. B.C. Modi, 25 G, Risali Sector, Bhilai Nagar, Durg (CG)

129. Sukhiram Yadav, Village & Post – Newai, Durg (CG)

(11) (13)

130. Jageshwar Singh, Naya Amapara, P.O. Mohannagar, Durg (CG)

131. Khemsingh sahu, 192 B, Risali Sector, Bhilai Nagar, Durg (CG)

132. T.R. Kosariya, 32/A, Risali Sector, Bhilai Nagar, Durg (CG)

133. B.F. Toppo, 25 H, Risali Sector Bhilai Nagar, Durg (CG)

134. Narayanlal Sahu, Village-Chhaoni Ward 17, Industrial Area, Durg (CG)

135. Bharatsingh Sahu, Village Borigarka, Village & Post – Pouwarra, Durg (CG)

136. Yashwant Kumar Janghel, 25 F, Risali Sector, Bhilai Nagar, Durg (CG)

137. Mansingh Sahu, Village & Post Utai, Durg (CG)

138. Jogendar Singh, 30 B, Risali Sector, Bhilai Nagar, Durg (CG)

139. Gajanand Paragniha, 117/F, Risali sector, Bhilai Nagar, Durg (CG)

140 Puhukram Nishad, HSCL Colony, Maroda P.O. Newai, Durg (CG)

141. Agrahijram Netam, 164/G, Risali Sector, Bhilai Nagar, Durg (CG)

142 Parasram Jangde, Mini Mata Nagar, Zone-3, Khursipar, Bhilai, Durg (CG)

143. Digvijay Das Vaishnav, Village & Post-Newai, Durg (CG)

144. B.R. Gond, Village & Post –Utai, Durg Khadanpara, Durg (CG)

145. K. Parmeshwaran Nair, 23/L, Risali Sector, Bhilai Nagar, Durg (CG)

146. Dularelal Thakur, Dabra Para, Bhilai , Durg (CG)

147. Nemihand Sagar, 32 D, Risali Sector, Bhilai Nagar, Durg (CG)

148. Manbodh Kumar Das, 30 L, Risali Sector, Bhilai Nagar, Durg (CG)

149. Kashiram Bagh, 11 B, Risali Sector, Bhilai Nagar, Durg (CG)

150. Deosharan Prasad, Street-4, Sector-6, Bhilai Nagar, Durg (CG)

151. Premlal Sahu, Station Maroda, P.O. Newai,Durg (CG)

152. Abhimanyu Maharana, 33 I, Risali Sector, Bhilai Nagar, Durg (CG)

153, Isidor Tigga, Street -4, Quarter 1G, Sector-6, Bhilai Nagar, Durg (CG)

154. Thakurram Thakur, 190-H, Risali Sector, Bhilai Nagar, Durg (CG)

155. Chhannulal Thakur, Street-4, Block-4G, Sector-6, Bhilai Nagar, Durg (CG)

156. Ramlal Sahu, 26K, Risali Sector, Bhilai Nagar, Durg (CG)

157. Ratan Kumar Kshetrapal street-4, Block-4C, Sector-6, Bhilai Nagar, Durg (CG)

158. Satanand Sahu, Village & Post-Hathkhoj para, Utai, Durg (CG)

159. Bharatlal Joshi, 137 F, Risali Sector, Bhilai Nagar, Durg (CG)

160. Ghanshyam Gajbhiye, Village & Post Dundera, Utai Durg (CG)

161. Raghunath Chandrakar Village & Post-Newai, Durg (CG)

162. Khilawan Singh sahu, Ganga Maiya Fruit Merchant, Bus Stand, Balod, Durg (CG)

163. Guru Das Manikpuri, 32 F, Risali Sector, Bhilai Nagar, Durg (CG)

(13) (15)

164. Bhuvanlal Pal, 25 E, Risali Sector, Bhilai Nagar, Durg (CG)

165. Itwari Ram Sahu, Village & Post Newai, Durg (CG)

166. Bhagwat Ram Gond, Village & Post – Newai, Kundrapara, Durg (CG)

167. Maruti Rao Uike, Street-4, Block-7 D, Sector-6, Bhilai Nagar, Durg (CG)

168. Ramsanehi, Street-4, Block 2-A, Sector-6, Bhilai Nagar, Durg (CG)

169. Ramprasad Sahu, Risali bhata, Bhilai, Durg (CG)

170. Bharat Singh Isda, Mauhari, Maroda, Bhilai Nagar, Durg (CG)

171. Smt. Anna Maria, 32 G, Risali Sector, Bhilai Nagar, Durg (CG)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक WP(S) 2457 सन् 06 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	12-7-2006:- Mr. Ranbir Singh Marhas, counsel for the petitioner. Mr. T.K. Tiwari, counsel for respondent No.158. Heard both the counsel. So far compliance of this Court's order dated 10.5.2006 has not been made by the petitioner and even Process Fee has been filed with delay. In the circumstances, learned counsel for the petitioner submitted that this petition itself may be disposed of with a direction to the appellate authority to decide the appeal filed by the petitioner at the earliest. No other relief is claimed. In view of the submission made by learned counsel for the petitioner, this petition is disposed of with a direction that the appellate authority should decide the appeal filed by the petitioner herein at the earliest in order to resolve the dispute between the parties. In view of this order, I.A. Nos.5544/2006, 6331/2006 and 6391/2006 also stand disposed of. Sd/- L.C. Bhadoo Judge	

Barve

(पीछे देखिये)